

May 19, 2003
Regular Meeting

Minutes

Members Present: 5
Lloyd Davis-Chairman
Brent Hunter - Vice-Chairman
Josh Baity - Commissioner
Johnny Myers- Commissioner
D.C. Swaim- Commissioner

Members Absent: 0

Others Present:
Cecil E. Wood, County Manager/Clerk to the Board
James Graham, Attorney
Melinda Vestal, Assistant Clerk to the Board

Chairman Davis called the meeting to order and had the invocation. The Board had the pledge of allegiance.

Public Hearing-Zoning

Kim Bates, Planning and Zoning Supervisor, presented the Board with a request to change the zoning for property located on Hailey Drive, Jonesville. The property is currently zoned Residential General. Mr. Mabry is requesting to rezone the property Rural Agriculture. The Planning Board approved the request April 8th.

Mr. Mabry addressed the Board concerning his request.

Johnny Shew, Jonesville, spoke against the rezoning request. He does not want a cell tower in his backyard.

Mr. Bates stated if Mr. Mabry decides to put up a cell tower he will have to apply for a conditional use permit and have a public hearing.

Gilmer Harvey, Jonesville, asked if passing this request would change the way his property is zoned?

Mr. Bates responded no, only Mr. Mabry's property.

*Commissioner Baity made the motion to close the public hearing. Commissioner Hunter seconded. **The Board voted 5-0.**

Public comments

Patty Steelman, Hamptonville, spoke against the allocated funds for the new animal shelter.

Alice Singh, Fall Creek, spoke against the decision of the Planning Board denying the proposed site for the animal shelter.

Jimmy Steelman, Hamptonville, updated the Board with information about a farmer's market.

Lewis Whitesburg, Helton Road, addressed the Board concerning the Noise Ordinance.

Ed Powell, Attorney, who has been retained by several residents near the Thunder Valley Racetrack discussed the penalty associated with the noise ordinance.

Commissioner Baity requested Mr. Powell stay until Attorney Graham arrives.

T.L. Matthews, VFW, spoke on behalf of the VFW informing the Board that the VFW would not boycott county functions. Mr. Matthews asked the Board to continue to support the Veterans.

Minutes

*Commissioner Baity made the motion to approve the minutes with changes. Commissioner Hunter seconded. **The Board voted 5-0.**

Zoning- set public hearing, approve zoning request

*Commissioner Baity made the motion to approve the zoning request to correct the property owned by David Caudle. The property will be corrected from Manufacturing Industrial Two to Rural Agriculture. Also, correct the zoning of parcel #581900714476 owned by the county from Rural Agriculture to Manufacturing Industrial Two. Commissioners Hunter and Myers seconded. **The Board voted 5-0.**

*Commissioner Baity made the motion to set a public hearing on June 16th at 7:00 p.m. to receive input on several rezoning requests. Commissioner Hunter seconded. **The Board voted 5-0.**

Commissioner Baity suggested postponing the noise ordinance until Attorney Graham arrives. The Board agreed.

*Commissioner Baity made the motion to table the appointments to the Board of Adjustment. Commissioner Hunter seconded. **The Board voted 5-0.**

Surry Community College-appointment

*Commissioner Hunter made the motion to reappoint Andy Anderson to the Surry Community College Board of Trustees. Commissioner Myers seconded.

Commissioner Baity suggested a rotation for board members.

The Board voted 4-1. Commissioner Baity opposed.

Solid Waste- contract for tire disposal

Mr. Adams, Services & Development Director, reviewed the contract with U.S. Tire Recycling.

The Board discussed the fuel clause in the contract.

*Commissioner Myers made the motion to approve the contract with U.S. Tire Recycling. Commissioner Baity seconded. **The Board voted 5-0.**

Social Services- budget amendment

Revenue

Line Item	Account	Budgeted	Increase/(Decrease)	Amended
Food Distribution	3532-2800	3,000	500	3,500
Total		3,000	500	3,500

Expenditures

Capital Outlay-Data Processing	5300-5200	9,000	20,000	29,000
Medicaid Cty Portion	5400-0700	1,980,589	(24,000)	1,956,589
Utilities-electricity	5300-3310	28,000	(2,000)	26,000
Office supplies	5300-2600	24,000	2,500	26,500
Work First Part Exp	5320-1100	21,000	1,000	22,000
Work First Legal	5320-1012	2,500	(1,000)	1,500
Food Distribution	5320-5384	2,000	1,500	3,500
Special Needs Foster	5320-5432	450,000	25,000	475,000

Foster Care Boarding Homes	5320-5431	110,000	(10,000)	100,000
Foster Care IV-E	5320-5441	150,000	(16,500)	133,500
Adoption Vendor	5320-5471	46,897	8,000	54,897
Psychological Services: IV-B	5320-5340	3,000	1,500	4,500
AA Cty Portion	5400-0200	148,000	(6,500)	141,500
AD Cty Portion	5400-0300	154,000	(7,000)	147,000
IAS Cty Portion	5400-0400	59,056	8,000	67,056

*Commissioner Baity made the motion to approve the budget amendment. Commissioner Myers seconded. **The Board voted 5-0.**

Commissioner Baity, on behalf of the Yadkin County Commissioners, presented Mr. Wayne Black a certificate of his achievements while serving as Director of the Department of Social Services..

Mr. Black commented it has been a pleasure to serve Yadkin County. He has worked hard to save the county money, but a lot of the programs are mandated and the county had no choice but to participate. He informed the Board that the Department of Social Services has great employees who will continue to do the work.

Chairman Davis thanked Mr. Black for a job well done and wished him well in his new job.

Cooperative Extension-budget amendment

Description	Account Number	Original	Increase/(Decrease)	Amended
Expenses: Salaries & Wages	4950-1200	90,507	(12,000)	78,507
Capital Outlay-Data Processing	4950-5200	-0-	12,000	12,000

*Commissioner Hunter made the motion to approve the budget amendment. Commissioner Baity seconded. **The Board voted 5-0.**

Administration-Inter-Local Agreement

*Commissioner Hunter made the motion to approve the Inter-Local Agreement for worker's comp. Commissioner Swaim seconded. **The Board voted 5-0.**

Chairman Davis called for a break.

Tax Administration- adjustments

*Commissioner Baity made the motion to approve the tax adjustments. Commissioner Swaim seconded. **The Board voted 5-0.**

Information Services- budget amendment

Description	Account	Orig Budget	Increase/(Decrease)	Amended
Contract Services-IBM	4210-1990	10,000	(7,000)	3,000
Repair & Maint. of Equipment	4210-3520	2,000	(2,000)	-0-
Contracted DP Services	4210-3910	20,000	(7,000)	13,000
Capital Outlay - Data Processing	4210-5200	55,000	16,000	71,000.

This is to purchase a new AS/400 for the new Tax program and a new firewall for the network.

*Commissioner Baity made the motion to approve the budget amendment. Commissioner Hunter seconded. **The Board voted 5-0.**

Administration-budget amendment

Mr. Wood stated this amendment is to pay the salary of the summer intern, Randall Williams. Randall will be working on a Capital Improvement Plan.

Description	Account	Original	Increase/(Decrease)	Amended
Expense: Salaries	4120-1200	125,138	3,200	128,338

FICA	4120-1810	9,573	245	9,818
Revenues: Contingency	9910-9910	20,715	(3,445)	17,270

Transfer of funds to pay summer intern.

*Commissioner Myers made the motion to approve the budget amendment. Commissioner Hunter seconded. **The Board voted 5-0.**

Budget-workshops

The Board agreed to set a budget work session on Saturday, May 24th starting at 9:00 a.m. The Board requested that all department heads or representative and outside agencies attend this work session.

Administration-retiree proposal

*Commissioner Myers made the motion to table this until after budget. Commissioner Baity seconded. **The Board voted 5-0.**

Sheriff-budget amendment

Description	Account	Original	Increase/(Decrease)	Amend
Revenue: Appropriated Fund Balance	74-3991-9910	-0-	1,737	1,737
Expense: Targets, plates base kits	74-4310-5410	-0-	1,737	1,737

To amend special Law Enforcement Fund. These funds are restricted only for certain items eligible and approved by the Sheriff.

*Commissioner Baity made the motion to approve the budget amendment for the Sheriff's office. Commissioner Hunter seconded. **The Board voted 5-0.**

Sheriff Cain requested the Board allow him to purchase vehicles with budgeted funds that were frozen. He presented the Board with a quote to purchase five new vehicles for \$24,799 each.

*Commissioner Myers made the motion to allow the Sheriff to purchase five new vehicles with

previously budgeted funds. Commissioner Baity seconded. **The Board voted 5-0.**

Planning- Noise Ordinance

Attorney Graham discussed the Noise Ordinance with the Board. Attorney Powell discussed the penalty.

Sheriff Cain commented that he thought the \$500 penalty was a little steep, especially when a drug offense is around \$100. Captain Widener stated that a judge will decide the final penalty.

The Board discussed the phrase “ but not limited to” and reducing the penalty to \$250.

*Commissioner Swaim made the motion to adopt the Noise Ordinance with the penalty/fine not to exceed \$250. Commissioner Hunter seconded. **The Board voted 5-0.**

*Commissioner Swaim made the motion to set the effective for the Noise Ordinance July 1, 2003. Commissioner Hunter seconded. **The Board voted 5-0.**

Commissioner comments

Commissioner Baity addressed the decision of the Planning Board to rezone Calvin Mabry’s property.

The Board discussed “spot zoning.”

Commissioner Baity suggested the request be returned to the Planning Board and explain to them what rezoning this property would mean.

*Commissioner Baity made the motion to send the request back to the Planning Board. Commissioner Myers seconded. **The Board voted 5-0.**

Commissioner Baity stated the Planning Department needs to call Mr. Mabry and explain this to him.

Chairman Davis called for a break.

*Commissioner Myers made the motion to send one representative (Chairman, Vice-Chairman or Manager) to NACo. Commissioner Hunter seconded. **The Board voted 5-0. Chairman Davis will attend NACo.**

Commissioner Myers inquired about site suggestions for the animal shelter.

Commissioner Hunter stated they are checking on other possible sites.

Commissioner Myers discussed holding outside agencies accountable for the funds they receive from the county.

The Board agreed that these agencies need to be held accountable.

Chairman Davis spoke with Ron Aycock while in Raleigh about setting up a class informing fire departments and department heads on how tax dollars can be spent.

Chairman Davis read an invitation from Curtis Wall inviting the Board to his farm and then going to visit the Vanhoy farm.

Commissioner Baity stated he has talked with officials in Raleigh about standards for local fire departments and how they are governed; currently there are no standards. He suggested the new committee work together to form a level of standards.

Mr. Wayne Black addressed the Board about a cost-share plan to purchase a new vehicle. He presented the Board a quote to purchase a Crown Vic for approximately \$20,000. He commented that half of the money would come from the county and the other half from the state.

*Commissioner Baity made the motion to allow Mr. Black to purchase the vehicle. Commissioner Myers seconded. **The Board voted 5-0.**

The Board discussed the number of cars in the county.

Commissioner Myers suggested the Board look at a car pool; cars are checked in and out with an on-site service department.

*Commissioner Myers made the motion to have Mr. Wood present a proposal for this project in September. Commissioner Baity seconded. **The Board voted 5-0.**

*Commissioner Myers made the motion to research the possibility of a purchasing agent. This will also be discussed in September. Commissioner Baity seconded. **The Board voted 5-0.**

Commissioner Baity commented on the small tax bills being mailed for amounts less than \$1.00. He requested Attorney Graham research this and let the Board know what recourse that can take.

Commissioner Baity asked for an update on the 5-D Project.

Mr. Wood stated they have implemented four cases for condemnation and the money has been placed in the Clerk of Court's office. The property owners have been notified and they have 120 days to challenge the county's claim. The county is in the process of closing on the other properties.

Chairman Davis reported on the Legislative Briefing. He informed the Board that it does not look good. The state has cut several dollars and is expecting the county to make up the difference.

Mr. Wood stated there are several Bills being introduced concerning taxes which will make it hard to raise revenues. He commented that 911 funds are being restricted. The State is trying to give counties help with medicaid. The State needs the federal government to allocate more funds to the State so this can be done. Mr. Wood stated funds for schools are being cut; supplies, teacher assistants and aides. The state is recommending reducing the size of second grade classes which will mean more classrooms.

Commissioner Baity requested that the Board of Education look at the locally funded positions and their job functions.

Commissioner Baity asked about 911 and when will it be ready?

Sheriff Cain stated the weather has been a big deterrent. They are hoping to have everything ready by July 1st.

Commissioner Myers inquired about the new program in the Finance Office.

Mr. Wood stated June's payroll should be the last one to run on the old system.

Commissioner Baity stated he spoke with the Finance Officer about the new program. Ms. Nance indicated to him that every effort was being made to be ready July 1st.

Chairman Davis asked whose term on the Social Services Board is ending?

Commissioner Baity stated Jerrell Gough. Barbara Holmes has agreed to serve in his place.

Commissioner Baity read the names of delinquent taxpayers.

Manager comments

Mr. Wood informed the Board that Eddie Wooten would be serving as the interim Director of Social Services until the position is filled.

Mr. Wood asked the Board to please return the CEDS surveys

*Commissioner Baity made the motion to go into closed session to discuss personnel (G.S. 143-318-11 (a)(6). Commissioner Hunter seconded. **The Board voted 5-0.**

*Commissioner Myers made the motion to come out of closed session. Commissioner Baity seconded. **The Board voted 5-0.**

Recessed

*Commissioner Myers made the motion to recess the meeting until Saturday, May 24th at 9:00 a.m. Commissioner Hunter seconded. **The Board voted 5-0.**

Cecil E. Wood, County Manager/Clerk to the Board